

The last sentence of §157(b)(2) indicates that the legislature intended this provision to be discretionary.

SEC. 9-204. WHOLESALE SEEDSMAN'S PERMIT.

(A) PERMIT REQUIRED.

NO PERSON MAY ENGAGE IN THE BUSINESS OF A WHOLESALE SEEDSMAN IN THE STATE UNLESS HE FIRST OBTAINS A PERMIT.

(B) APPLICATION.

HE SHALL APPLY TO THE SECRETARY ON A FORM DETERMINED AND FURNISHED BY THE SECRETARY. THE APPLICATION SHALL BE VERIFIED BY THE OATH OF THE APPLICANT OR, IF THE APPLICANT IS A CORPORATION, BY THE OATH OF SOME OF ITS OFFICERS.

(C) FEE; ISSUANCE.

UPON PAYMENT OF A \$25 PERMIT FEE, THE SECRETARY SHALL ISSUE TO THE APPLICANT A WHOLESALE SEEDSMAN PERMIT FOR AN ANNUAL PERIOD BEGINNING JULY 1 EACH YEAR.

(D) PERMIT FOR OUT-OF-STATE WHOLESALE SEEDSMAN.

OUT-OF-STATE WHOLESALE SEEDSMEN DOING BUSINESS IN THE STATE SHALL OBTAIN A PERMIT IN THE SAME MANNER.

(E) REVOCATION AND SUSPENSION; HEARING REQUIRED.

ANY PERMIT ISSUED UNDER THIS SUBTITLE MAY BE REVOKED OR SUSPENDED BY THE SECRETARY UPON SATISFACTORY PROOF THAT THE SEEDSMAN HAS VIOLATED ANY PROVISION OF THIS SUBTITLE OR ANY OF THE RULES AND REGULATIONS ADOPTED UNDER IT. NO PERMIT MAY BE REVOKED OR SUSPENDED UNTIL THE HOLDER HAS BEEN GIVEN A HEARING BY THE SECRETARY.

(F) ISSUANCE OF STOP SALE ORDER TO ANY SEEDSMAN SELLING WITHOUT PERMIT.

THE SECRETARY MAY ISSUE A STOP SALE ORDER TO ANY WHOLESALE SEEDSMAN WHO OFFERS OR EXPOSES SEED FOR SALE WITHOUT HOLDING A VALID PERMIT.

REVISOR'S NOTE: This section presently appears as Art. 48, §155 of the Code. The only changes